

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Social Welfare Department – Nalgonda District – Allipuram Village – Mattampalli Mandal - Acquisition of land for an extent of Ac.4.20 Guntas in Sy.No.3, 4 & 5 for provision of house sites to the weaker section people – Payment of Rs.12,36,824/- towards decretal charges in A.S.No.310/2002 against OP.No.125/2000 – Permission accorded - Orders Issued.

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SOCIAL WELFARE (LA) DEPARTMENT

G.O.Rt.No. 846

Dated:-04.12.2008.
Read the following:-

1. From the District Collector, Nalgonda,
Rc.No.G/ 72/1993, dated.15.02.2007 & 23.08.2008.
2. From the Commissioner of Social Welfare, A.P., Hyd, Letter
Rc.No.LA2/2138/2007, dated.7.04.2007.

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O R D E R :-

The Commissioner of Social Welfare, A.P., Hyderabad, in his letter 2nd read above, while forwarding the proposals of the District Collector, Nalgonda, in his letter 1st read above, has requested the Government to release an amount of Rs.12,36,824/-(Rupees twelve lakhs thirty six thousand eight hundred and twenty four only) towards decretal charges in LAAS. No.310/2002 against OP. No.125/2000 to comply with the Court orders.

2. The Land Acquisition Officer, Mattampalli Mandal, was acquired the land for an extent of 4.20 Guntas of land in Sy.No.3, 4 & 5, situated in Mattampalli Mandal, Alipuram Village at Nalgonda District for providing house sites to weaker section people. The LAO has fixed the market value as Rs.10,000/-per acre vide his Award Proceedings No.B/1509/92, dated.30.3.1993. Under section 18 of the LA Act, the Civil Court, has enhanced the compensation from Rs.10,000/- to Rs.30/- per sq. yard with statutory benefits in OP.No.125/2000, dated.2.6.2001. Aggrieved by the orders of the Hon'ble Civil Court, the MRO/LAO, Mattampalli has filed an appeal before the Hon'ble High Court. The Hon'ble High Court has granted interim stay vide order in CMP.No.4954/2002 in A.S.No.310 of 2002 subject to deposit of 1/3rd enhanced compensation. Accordingly, the decretal amount has been deposited in reference Court. The Hon'ble High Court finally delivered judgment vide order dated.23.10.2006 while allowing partly and reduced compensation from Rs.30/- per Sq.yard to Rs.25/-. The Government Pleader for appeal has opined that it is not a fit case to file further appeal. The Govt. Pleader for Social Welfare, Hon'ble High Court of A.P. Hyderabad, in his letter dated.14.12.2007 has reported that the Hon'ble High Court has finally posted the case in OP.No.125/2000 on 17.12.2007 treat it as most urgent and gives instructions to his office to enable them to argue the matter. Other wise the Hon'ble Court will take serious steps for non-compliance of not granting compensation to the petitioner for release of decretal charges. He has, therefore, requested the Government to release an amount of Rs.12,36,824/- towards decretal charges in OP.No.125/2000.

3. Government, after careful examination of the above proposal, hereby accord sanction for an amount of Rs.12,36,824/-(Rupees twelve lakhs thirty six thousand eight hundred and twenty four only) towards decretal charges in LAAS No.310/2002 against OP.No.125/2000 to comply with the Court orders, for the lands acquired for providing house sites to the weaker section people of Nalgonda District.

4. The expenditure sanctioned in para (3) above shall be debited to "2225- Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes - 01- Welfare of Scheduled Castes – M.H.283 - Housing - G.H.11-Normal State Plan - SH(08) Acquisition of House sites to weaker sections under Indiramma Programme - 310/312 – other Grant-in-aid" during the B.E.2008-09.

5. The Commissioner of Social Welfare, A.P., Hyderabad, is directed to issue necessary proceedings to the District Collector, Nalgonda, to comply with the Court orders.

6. The District Collector, Nalgonda, shall verify the calculation sheet submitted by the Land Acquisition Officer once again before issue of proceedings for releasing the amount, if any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

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7. The District Collector, Nalgonda, shall initiate disciplinary action against the LAOs and other responsible officials for the delay of more than seven (7) years for referring the case to the Lower Court.

8. This order issues with the concurrence of Finance (Exp.SW) Department vide their U.O. No.30918/519/A1/Exp.SW/08, Dated:26.11.2008.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V.NAGI REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Commissioner of Social Welfare, A.P., Hyderabad.
The District Collector, Nalgonda.
Copy to:
The Director of Treasuries & Accounts, A.P.Hyderabad
The Pay & Accounts Officer, Hyderabad.
The Accountant General, A.P., Hyderabad
The Dist. Treasury Office, Nalgonda.
Finance (Exp.SW/BG) Department.
SF/SC

//FORWARDED :: BY ORDER//

SECTION OFFICER